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KODA & ANDROLIA

NO. 385

P. 1

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57A 3216

Fee purpose only

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

YOSHIKAZU NAKAYAMA et al.

Serial No: 10/074,624

Filed: February 13, 2002

For: HEAT EMITTING PROBE AND
HEAT EMITTING PROBE.
APPARATUS

Art Unit: 2859

Examiner: Mirellys Jagan

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Dear Sir:

In response to the Office Action dated January 21, 2005, please amend the above-identified application as follows:

07/20/2005 ZJUHR1 00000002 111445 10074624

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REMARKS

Applicant has canceled the Claim 1 without prejudice, and amended the Claims 2, 3, 4, and 6. Applicant respectfully submits that these amendments to the claims are supported by the application as originally filed and do not contain any new matter. Therefore, the Office Action will be discussed in terms of the claims as amended.

The Examiner has objected to the Claims 1-6 for certain informalities. In view of the amendments to the claims, Applicant respectfully submits that the Claims 2-6 are not now objectionable.

The Examiner has rejected the Claim 1 under 35 U.S.C. 112, second paragraph. Applicant has canceled Claim 1 without prejudice.

The Examiner has indicated that Claims 2-6 would be allowable if rewritten or amended to overcome the objections set forth in the Office Action. In view of the amendments, Applicant respectfully submits that the Claims 2-6 are allowable and Applicant accepts these allowed claims.

Applicant further respectfully and retroactively requests three-month extension of time to respond to the Office Action, and respectfully requests that the extension fee in the amount of \$510.00 be charged to KODA & ANDROLIA DEPOSIT ACCOUNT NO. 11-1445.

In view of the above, therefore, it is respectfully requested that this Amendment be entered, favorably considered and the case passed to issue.

Please charge any additional costs incurred by or in order to implement this Amendment or required by any requests for extensions of time to KODA & ANDROLIA DEPOSIT ACCOUNT NO. 11-1445.

Respectfully submitted,

KODA & ANDROLIA

By: 

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I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (703) 672-9306 on July 19, 2005.

William L. Androlia

Name

Signature

7/19/2005

Date